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APPLE, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

EPL HOLDINGS LLC,

Case No. 3:12-cv-04306 (EMC)

**Plaintiff,**

V

APPLE, INC.,

**STIPULATION AND PROPOSED  
ORDER PURSUANT TO CIV. LOCAL  
RULE 6-2 TO CHANGE THE CASE  
MANAGEMENT CONFERENCE  
DATE DUE TO COUNSEL'S FAMILY  
MEDICAL EMERGENCY**

## Defendant

APPLE, INC.

#### **Counterclaimant.**

v.

EPL HOLDINGS LLC.

#### **Counterclaim Defendant.**

1 Whereas, the Case Management Conference ("CMC") is currently scheduled for 9:00 a.m. on  
2 Friday, November 30, 2012 before this Court;

3 Whereas, Plaintiff EPL's lead counsel, Arthur Beeman, has a medical family emergency to  
4 attend to on Friday November 30, 2012;

5 Whereas, counsel for Plaintiff contacted the Court to determine if the Court has an alternative  
6 date available to hold the CMC, and the Court's clerk informed counsel that December 21, 2012 or  
7 January 3, 2013 were the next available dates available on the Court's calendar to hold the CMC;

8 Whereas, in view of Mr. Beeman's family medical situation, Plaintiff and Defendant have met  
9 and conferred and agreed to request a postponement of the upcoming CMC to December 21, 2012;

10 Therefore, pursuant to Civ. Local Rule 6-2 and the Court's inherent authority, Plaintiff and  
11 Defendant hereby stipulate and agree to request a postponement of the CMC scheduled for November  
12 30, 2012 to December 21, 2012.

13 The previous time modifications in this case are follows:

- 14 • On September 5, 2012, the parties stipulated for an extension for defendant to respond  
15 to the Complaint. (Dkt No. 12)
- 16 • On October 15, 2012, the parties stipulated to request a continuance of the CMC,  
17 which the Court originally set for November 16, 2012 and then reset to November 30,  
18 2012. (Dkt. Nos. 25-27).

19 The requested change of time to the CMC will not affect any other date currently scheduled in  
20 this case.

21  
22 Dated: 11/28/12

SNR DENTON USA, LLP

24 By: /s/ Arthur S. Beeman  
25 Arthur S. Beeman

26 *Attorneys for Plaintiff and Counterclaim Defendant*  
EPL HOLDINGS, LLC

1 Dated: 11/28/12

BOIES, SCHILLER & FLEXNER LLP

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3 By: /s/ Michael D. Jay  
Michael D. Jay

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5 *Attorneys for Defendant and Counterclaimant*  
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*Apple, Inc.*

Pursuant to L.R. 5-1(i), the filer attests that concurrence in the filing of this document has been obtained by all signatories.

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

The CMC currently scheduled for 11/30/12 is reset to 9:00 a.m. on December 21, 2012.

Dated: \_\_\_\_\_

11/29/12

